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09 UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

10 UNITED STATES OF AMERICA, ) Case No.: CR-99-0045-RSL  
11 )  
12 Plaintiff, )  
13 v. ) SUMMARY REPORT OF U.S.  
14 THOMAS VIRGIL HODO, ) MAGISTRATE JUDGE AS TO  
15 Defendant. ) ALLEGED VIOLATIONS  
OF SUPERVISED RELEASE  
\_\_\_\_\_ )

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17 A probation revocation hearing on supervised release violations was held before the  
18 undersigned Magistrate Judge on December 20, 2005. The United States was represented by  
19 Assistant United States Attorney Sue Harrison, and the defendant by Mr. Lee Covell. The  
20 proceedings were recorded on cassette tape.

21 The defendant had been sentenced on or about September 10, 1999, on a charge of  
22 conspiracy to make, possess and utter counterfeited securities. The defendant was sentenced  
23 to twenty-four months in custody followed by three years of supervised release.

24 In an Petition for Summons dated November 10, 2005, U.S. Probation Officer Jerrod  
25 Akins alleged the defendant committed the following violations of the conditions of his  
26 supervised release:

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02 1. Consuming marijuana on or before October 7, 2005, in violation of standard  
03 condition No. 7.

04 2. Possessing marijuana on October 20, 2005, in violation of the general condition  
05 that he not illegally possess a controlled substance;

06 3. Consuming alcohol on or before November 7, 2005, in violation of the special  
07 condition that he refrain from the use of alcohol;

08 4. Obtaining a new line of credit without the permission of the probation officer, in  
09 violation of the special condition that he be prohibited from incurring new credit charges or  
10 opening additional lines of credit without the approval of his U.S. Probation Officer;

11 5. Associating with Richard Laffey, a convicted felon, in violation of standard  
12 condition No. 9;

13 6. Failing to submit a truthful and complete written monthly report for the months  
14 of June 2005 through November 2005, in violation of standard condition No. 2; and

15 7. Failing to submit to drug testing as instructed on November 2 and November 4,  
16 2005, in violation of the special condition that he participate as instructed in a program approved  
17 by the probation office for the treatment of narcotic addiction, drug dependency, or substance  
18 abuse, which may include testing to determine if he has reverted to the use of drugs or alcohol.

19 At the probation revocation hearing on December 20, 2005, defendant was advised in full  
20 as to the charges of violating the conditions of his supervised release, and as to his  
21 constitutional rights. The defendant admitted the violations, and waived any evidentiary hearing  
22 as to whether they occurred.

23 I therefore recommend that the Court find the defendant violated the conditions of his  
24 supervised release, and that the Court conduct a hearing limited to the issue of disposition. The  
25 disposition hearing has been set before The Hon. Robert S. Lasnik, Chief Judge, on January 4,  
26 2006, at 9:00 a.m.

Pending a final determination by the Court, the defendant has been detained.

DATED this 20th day of December, 2005.



JAMES P. DONOHUE

United States Magistrate Judge

cc:	District Judge:	The Hon. Robert S. Lasnik, Chief Judge
	AUSA:	Ms. Susan Harrison
	Defendant's attorney:	Mr. Lee Covell
	Probation officer:	Mr. Jerrod Akins